



110403

16523 U.S. PTO

Mail Stop: Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22213-1450

Docket No. WAXLER-2

**NEW APPLICATION TRANSMITTAL**

Transmitted herewith for filing is the patent application of

Inventor(s): Denny Waxler

For (title): Adjustable Stilt

**1. Type of Application**

This new application is for a(n):

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Original | <input type="checkbox"/> Divisional                 |
| <input type="checkbox"/> Design              | <input type="checkbox"/> Continuation               |
| <input type="checkbox"/> Plant               | <input type="checkbox"/> Continuation-in-part (CIP) |

**2. Benefit of Prior U.S. Application(s) (35 USC §120)**

- ☐ The new application being transmitted claims the benefit of prior U.S. application(s) and enclosed are ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED.

**3. Papers Enclosed Which Are Required For Filing Date Under 37 CFR §1.53(b) (Regular) or 37 CFR §1.153 (Design) Application**

- 9   Pages of application  
  2   Pages of claims  
  1   Pages of abstract  
  1   Sheets of drawing  
      ☐ formal  
      ☒ informal

**4. Additional papers enclosed**

- ☐ Preliminary Amendment  
☐ Information Disclosure Statement  
☐ Form PTO-1449  
☐ Citations  
☐ Declaration of Biological Deposit  
☐ Authorization of Attorney(s) to Accept and Follow Instructions from Representative  
☐ Special Comments  
☐ Other

**5. Declaration or oath**

- ☒ Enclosed, executed by  
☒ inventor(s).  
☐ legal representative of inventor(s). 37 CFR §1.42 OR §1.43  
☐ joint inventor or person showing a proprietary interest on behalf of inventor who refused to sign or cannot be reached.  
☐ this is the petition required by 37 CFR §1.47 and the statement required by 37 CFR §1.47 is also attached.
- ☐ Not Enclosed.  
☐ Application is made by a person authorized under 37 CFR §1.41(c) on behalf of all the above named inventor(s). The declaration or oath, along with the surcharge required by 37 CFR §1.16(e) can be filed subsequently.  
☐ Showing that the filing is authorized.

**6. Inventorship Statement**

The inventorship for all the claims in this application are:

- ☒ The same  
☐ Not the same. An explanation, including the ownership of the various claims at the time the last claimed invention was made,  
☐ is submitted. ☐ will be submitted.

**7. Language**

- ☒ English  
☐ non-English  
☐ the attached translation is a verified translation. 37 CFR 1.52(d).

**8. Assignment**

- ☐ An assignment of the invention to \_\_\_\_\_  
☐ is attached. ☐ will follow.

**9. Certified Copy**

Certified copy(ies) of application(s)

(Country)	(Appln. No.)	(Filed)
(Country)	(Appln. No.)	(Filed)

from which priority is claimed:

- ☐ is(are) attached. ☐ will follow.

**10. Fee Calculation (37 CFR §1.16)**

**A. ☒ Regular application**

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**CLAIMS AS FILED**

Number filed	Number Extra	Rate	Total
Basic Fee			\$750.00
Total Claims	3	- 20 = 0	x \$ 18.00
Independent Claims (37 CFR 1.16(b))	1	- 3 = 0	x \$ 84.00
Multiple dependent claim(s), if any (37 CFR 1.16(d))		0	\$280.00

- ☐ Amendment cancelling extra claims enclosed.  
☐ Amendment deleting multiple dependencies enclosed.  
☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$ \_\_\_\_\_

**B. ☐ Design application  
(\$330.00--37 CFR §1.16(f))**

Filing Fee Calculation \$ 330.00

**C. ☐ Plant application  
(\$250.00--37 CFR §1.16(g))**

Filing Fee Calculation \$ \_\_\_\_\_

**11. Small Entity Statement(s)**

☒ Applicant is a SMALL ENTITY.

Filing Fee Calculation (50% of A, B or C above) \$395.00

**12. Request for International-Type Search (37 CFR §1.104(d))**

- ☐ Please prepare an international-type search report for this application at the time when national examination on the merits takes place.

**13. Fee Payment Being Made At This Time**

- ☐ Not Enclosed  
☐ No filing fee is to be paid at this time.  
☒ Enclosed

<input checked="" type="checkbox"/>	basic filing fee	\$ 375.00
<input type="checkbox"/>	recording assignment (\$8.00; 37 CFR §1.21(h))	_____
<input type="checkbox"/>	petition fee for filing by other than all the inventors or person on behalf of the inventor where inventor refused to sign or cannot be reached. (\$120.00; CFR §1.47 and §1.17(h))	\$ _____
<input type="checkbox"/>	for processing an application with a specification in a non-English language. (\$30.00; 37 CFR §1.52(d) and §1.17(k))	\$ _____
<input type="checkbox"/>	processing and retention fee (\$120.00; 37 CFR §1.53(d) and §1.21(l))	\$ _____
<input type="checkbox"/>	fee for international-type search report (\$30.00; 37 CFR §1.21(e))	\$ _____

**Total fees enclosed** \$ 375.00

**14. Method of Payment of Fees**

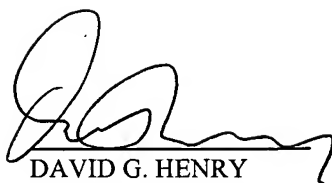
- ☒ Check in amount of \$37.00 \_\_\_\_\_  
☐ Charge Account No. 50-0894 in the amount of \$ \_\_\_\_\_. A duplicate of this transmittal is attached.

**15. Authorization to Charge Additional Fees**

- ☐ The Commissioner is hereby authorized to charge the following additional fees by this paper during the entire pendency of this application to Account No. 50-0894.
- ☐ 37 CFR §1.16 (a), (f) or (g) (filing fees)
  - ☐ 37 CFR §1.16 (b), (c) and (d) (presentation of extra claims)
  - ☐ 37 CFR §1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
  - ☐ 37 CFR §1.17 (application processing fees)
  - ☐ 37 CFR §1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR §1.311(b))

**16. Instructions As To Overpayment**

- ☐ credit Account No. 50-0894  
☒ refund



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☐ **Incorporation by reference of added pages**

☐ Plus Added Pages For New Application Transmittal Where Benefit of Prior U.S. Application(s) Claimed

Number of pages added \_\_\_\_\_

☒ Plus Added Pages for Papers Referred To In Items 5, 11 & 13 Above

Number of pages added 7 (incl. check)

☒ **Statement Where No Further Pages Added**

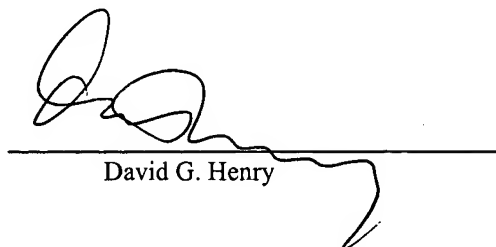
☒ This transmittal ends with this page.

**CERTIFICATION UNDER 37 CFR 1.10**

Express Mail Label Number: EV298570866 US

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date indicated below in an envelope as "Express Mail Post Office to Addressee" addressed to the Mail Stop Patent Application; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450.

11/4/03  
Date



David G. Henry

Docket No. \_\_\_\_\_

## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

### TYPE OF DECLARATION

This declaration is of the following type:

- ☒ Original
- ☐ Design
- ☐ Supplemental
- ☐ National Stage of PCT
- ☐ Divisional
- ☐ Continuation
- ☐ Continuation-in-Part (CIP)

### INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### TITLE OF INVENTION

ADJUSTABLE STILT

### SPECIFICATION IDENTIFICATION

the specification of which:

☒ [XX] is attached hereto.

☐ [ ] was filed on \_\_\_\_\_ as

☐ [ ] Serial No. 0 / \_\_\_\_\_

☐ [ ] Express Mail No. \_\_\_\_\_

and was amended on \_\_\_\_\_

☐ [ ] was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_  
and as amended under PCT Article 19 on \_\_\_\_\_.

### ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations. §1.56(a).

☐ [ ] In compliance with this duty there is attached an information disclosure statement 37 CFR §1.97.

### PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

☒ no such applications have been filed.

☐ such applications have been filed as follows:

Earliest Foreign Applications, if any, Filed Within 12 Months (6 Months Design)

Prior to This Application

Country	Application No.	Date of Filing (day, month, year)	Priority Claimed Under 37 USC 119
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All Foreign Applications, if any, Filed More Than 12 Months (6 Months Design)

Prior to This Application

Country	Application No.	Date of Filing (day, month, year)	Priority Claimed Under 37 USC 119
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### POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

David G. Henry, Reg. No. 32,735

☒ Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

**Send Correspondence To:**

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P.O. Box 1470  
Waco, TX 76703-1470**

**Direct Telephone Calls To:**

**(254) 755-4100**